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TO: OIPE Filing Receipt Corrections Unit

COMPANY: U.S. Patent and Trademark Office

FAX NO. 571-273-8300

FROM: David S. Kashman

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March 5, 2008

5463/002

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Docket No.: 5463/002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Krishna Peri et al.

PCT International
Application No. : PCT/CA03/00903

U.S. Serial Number : 10/517,687

PCT International
Filing Date : June 11, 2003

U.S. Completion Date : April 19, 2006

Title : PEPTIDES AND PEPTIDOMIMETICS
USEFUL FOR INHIBITING THE
ACTIVITY OF PROSTAGLANDIN F_{2α}
RECEPTOR

Examiner : Maury A. Audet

Group Art Unit : 1654

**COMMUNICATION REQUESTING
CORRECTION OF OFFICIAL FILING RECEIPT**

BY FACSIMILE

Commissioner for Patents
Office of Initial Patent Examination
Filing Receipt Corrections Unit
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Communication is submitted to request correction of the Official Filing

\\D:\dev\3\Dev\PTO\Doc\Cover\Pat\en\US\Gov\pau\Reg\dev\02\Filing\Rec\Corr\Pat\en.doc

Docket No.: 5463/002

Receipt for the above-identified application, initially mailed on June 15, 2006, and apparently issued and mailed again subsequently, on January 29, 2007 (the errors noted hereinbelow appear on both versions of the filing receipt). A copy of the Filing Receipt mailed initially, with the changes noted thereon, is attached hereto.

The Official Filing Receipt contains an error in the given name of one of the inventors, namely, "**Ervk Thouin**," which should read "**Eryk Thouin**" (*i.e.*, a "y" instead of a "v"). Support for this correction may be found in the Combined Declaration and Power of Attorney document filed on April 19, 2006 (copy attached), wherein the name of this co-inventor is spelled correctly.

The Official Filing Receipt also contains an error in the "Domestic Priority Data" for this application, specifically, in the International Filing Date of the patent application filed under the Patent Cooperation Treaty ("PCT") upon which the present application was based in accordance with 35 U.S.C. §371. That date should read "**06/11/2003**" rather than "**06/11/2002**" (*i.e.*, a "3" rather than a "2"). Support for this correction may be found in the records of the Office, and in the cover page of the published International Application (copy attached).

In view of the foregoing, applicants, through their undersigned counsel, respectfully request the issuance to applicants' undersigned counsel of a new and

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Docket No.: 5463/002

corrected Filing Receipt for this patent application.

Respectfully submitted,

GOTTLIEB, RACKMAN & REISMAN
Attorneys for Applicants
270 Madison Avenue
New York, New York 10016-0601
(212) 684-3900

By:


David S. Kashman
(Registration No. 28,725)

Dated: New York, New York
March 5, 2008

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office, to the attention of the Office of Initial Patent Examination's Filing Receipt Corrections Unit, on the date shown below:

Date of Transmission March 5, 2008

David S. Kashman; Reg. No. 28,725
(Name of applicant, assign or Registered Representative)


(Signature)

March 5, 2008
(Date of Signature)

MAR 05 2008

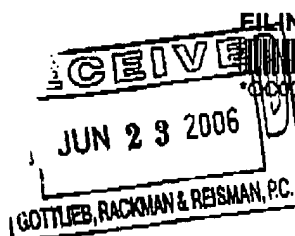


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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/517,687	04/19/2006	1846	1965	4328-005	10	73	1

CONFIRMATION NO. 1927

22440
GOTTLIEB RACKMAN & REISMAN PC
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NEW YORK, NY 100160601

Date Mailed: 06/15/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Krishna Perl, Quebec, CANADA;
Felix Polyak, Quebec, CANADA;
William Lubell, Quebec, CANADA;
Eryk ← (EVR) Thouin, Quebec, CANADA;
Sylvain Chemtob, Quebec, CANADA;



Power of Attorney: The patent practitioners associated with Customer Number 22440.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/CA03/00903 (06/11/2002) → 06/11/2003
which claims benefit of 60/387,424 06/11/2002

Foreign Applications

Projected Publication Date: 09/21/2006

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Peptides and peptidomimetics useful for inhibiting the activity of prostaglandin f2alpha receptor

Preliminary Class

514

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

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COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**PEPTIDES AND PEPTIDOMIMETICS USEFUL FOR INHIBITING THE ACTIVITY OF
PROSTAGLANDIN F_{2a} RECEPTOR**

, the specification of which (check one) ☒ is attached hereto. ☐ was filed on December 10, 2004
as United States Application Serial No. 10/517,687 or PCT International Application No. _____ and was
amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) or (f), or 365 (b), of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and I have also identified below any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority claimed	
<u>PCT/CA2003/00903</u>		<u>June 11, 2003</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Day/month/year filed)		
_____	_____	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Day/month/year filed)		
_____	_____	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Day/month/year filed)		
_____	_____	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Day/month/year filed)		

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

<u>60/387,424</u>	<u>June 11, 2002</u>
(Application No.)	(Filing Date)
_____	_____
(Application No.)	(Filing Date)
_____	_____
(Application No.)	(Filing Date)

MAR 05 2008

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application No.)	(Filing date)	(Status: patented, pending, abandoned)
(Application No.)	(Filing date)	(Status: patented, pending, abandoned)
(Application No.)	(Filing date)	(Status: patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint, jointly and severally, all of the practitioners associated with Customer Number 22440 as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Direct all correspondence and telephone calls to Jeffrey M. Kaden at the address and telephone number associated with the Customer Number identified above.

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Full name of sixth joint inventor, if any _____ Date _____
 Inventor's Signature _____
 Residence _____
 Citizenship _____
 Post Office Address _____

LPLA.0504

(19) World Intellectual Property Organization
International Bureau



INTERNATIONAL PATENT CLASSIFICATION
A61K 38/08

(43) International Publication Date
18 December 2003 (18.12.2003)

PCT

(10) International Publication Number
WO 03/104266 A2

- (51) International Patent Classification⁷: C07K 7/00, Sylvaia [CA/CA]; 6885, Banting, Montréal, Québec H4W 1G1 (CA).
A61K 38/08
- (21) International Application Number: PCT/CA03/00903 (74) Agent: OGILVY RENAULT; Suite 1600, 1981 McGill College Avenue, Montreal, Québec H3A 2Y3 (CA).
- (22) International Filing Date: 11 June 2003 (11.06.2003) (81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NI, NO, NZ, OM, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.
- (25) Filing Language: English
- (26) Publication Language: English
- (30) Priority Data: 60/387,424 11 June 2002 (11.06.2002) US
- (71) Applicants (for all designated States except US): THER-ATECHNOLOGIES INC. [CA/CA]; 2310, boulevard Alfred-Nobel, Saint-Laurent, Québec H4S 2A4 (CA). UNIVERSITE DE MONTREAL [CA/CA]; 2900 Edouard-Montpetit, Montréal, Québec H3T 1J4 (CA).
- (72) Inventors; and
- (75) Inventors/Applicants (for US only): PERI, Krishna, G. [CA/CA]; 3130, Toupin, Saint-Laurent, Québec H4K 1Y8 (CA). POLYAK, Felix [CA/CA]; 2295, Soavenix, Montréal, Québec H3H 1S3 (CA). LUBELL, William [CA/CA]; 1730, Notre-Dame West, Montréal, Québec H3J 1M3 (CA). THOUIN, Eryk [CA/CA]; 6884, De Normandie, Montréal, Québec H2S 2C1 (CA). CHEMTOR,
- (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO, SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).
- Published:
— without international search report and to be republished upon receipt of that report
- For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: PEPTIDES AND PEPTIDOMIMETICS USEFUL FOR INHIBITING THE ACTIVITY OF PROSTAGLANDIN $F_{2\alpha}$ RECEPTOR

(57) Abstract: The invention relates to compositions which are useful for inhibiting prostaglandin $F_{2\alpha}$ receptor. The compositions include, but are not limited to, linear peptides, peptide analogs, and peptidomimetics. Methods of using the compositions of the invention to treat preterm labor and dysmenorrhea are disclosed.

WO 03/104266 A2